

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PRISILLA JASMINE CABRERA,

Plaintiff,

MEMORANDUM ENDORSEMENT

1:20-cv-03883-GWG

v.

**Notice of Motion for Attorney's
Fees Pursuant to the
Equal Access to Justice
Act, [28 U.S.C.A. § 2412 \(West\)](#)**

**COMMISSIONER OF SOCIAL
SECURITY,**

Defendant.

COUNSEL:

PLEASE TAKE NOTICE that upon the annexed affirmation of Howard D. Olinsky, attorney for Plaintiff, and other papers, Plaintiff will make a motion before the Court on a date to be set by the court, for an order:

1. Awarding an Equal Access to Justice Act Counsel Fee for \$5,971.85; and
2. Awarding expenses in the amount of \$17.25; and
3. If Plaintiff has no debt registered with the Department of Treasury subject to offset that the fees be made payable to the attorney.

Plaintiff's attorney, Howard D. Olinsky, moves the court for an award to be paid by Defendant under the Equal Access to Justice Act, [28 U.S.C.A. § 2412](#).

There are no special circumstances in this case which make an award under the EAJA unjust.

This motion is supported by an affirmation of Plaintiffs attorney, attached time and cost records and a Waiver of Direct Payment by Plaintiff.

Executed this July 15, 2021

Respectfully submitted,

/s/ Howard D. Olinsky

Howard D. Olinsky, Esq.

Counsel for Plaintiff

Olinsky Law Group

250 South Clinton St., Suite 210

Syracuse, NY 13202

Telephone: 315-701-5780

Facsimile: 315-701-5781

Email: fedct@windisability.com

No opposition having been filed to this motion, it is granted as unopposed. Plaintiff is awarded \$5,971.85 in attorney's fees and \$17.25 in expenses under the Equal Access to Justice Act.

So Ordered.



GABRIEL W. CORENSTEIN

United States Magistrate Judge

August 6, 2021